

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

GENE C. BENCKINI t/a Benckini	:	CIVIL ACTION
Nurseries, et al.,	:	
Plaintiffs	:	
	:	
vs.	:	NO. 15-5526
	:	
UPPER SAUCON TOWNSHIP	:	
MUNICIPAL AUTHORITY	:	
SEWAGE TREATMENT PLANT,	:	
et al.,	:	
Defendants	:	

ORDER

AND NOW, this 19th day of October, 2017, upon consideration of the defendants' motion to dismiss (Document #8), and the plaintiff's response thereto (Document #11), **IT IS HEREBY ORDERED** that the motion is **GRANTED** in its entirety.

IT IS FURTHER ORDERED that the plaintiff's motion to amend his complaint (Documents #12 and 13) is **DENIED**.

BY THE COURT:

/s/ Lawrence F. Stengel
LAWRENCE F. STENGEL, C. J.